

## § 171.9

## 49 CFR Ch. I (10–1–99 Edition)

viral samples may be used. Except for names which appear in subpart B of part 172 of this subchapter, trade names may not be used as technical names.

*TOFC* means trailer-on-flat-car.

*Top shell* means the tank car tank surface, excluding the head ends and bottom shell of the tank car tank.

*Trailership* means a vessel, other than a carfloat, specifically equipped to carry motor transport vehicles and fitted with installed securing devices to tie down each vehicle. The term *trailership* includes *Roll-on/Roll-off (RO/RO)* vessels.

*Train* means one or more engines coupled with one or more rail cars, except during switching operations or where the operation is that of classifying and assembling rail cars within a railroad yard for the purpose of making or breaking up trains.

*Trainship* means a vessel other than a rail car ferry or carfloat, specifically equipped to transport railroad vehicles, and fitted with installed securing devices to tie down each vehicle.

*Transport vehicle* means a cargo-carrying vehicle such as an automobile, van, tractor, truck, semitrailer, tank car or rail car used for the transportation of cargo by any mode. Each cargo-carrying body (trailer, rail car, etc.) is a separate transport vehicle.

*UFC* means Uniform Freight Classification.

*UN* means United Nations.

*UN standard packaging* means a packaging conforming to standards in the UN Recommendations on the Transport of Dangerous Goods.

*Unit load device* means any type of freight container, aircraft container, aircraft pallet with a net, or aircraft pallet with a net over an igloo.

*United States* means a State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the Virgin Islands, American Samoa, Guam, or any other territory or possession of the United States designated by the Secretary.

*Vessel* includes every description of watercraft, used or capable of being used as a means of transportation on the water.

*Viscous liquid* means a liquid material which has a measured viscosity in excess of 2500 centistokes at 25 °C. (77 °F.) when determined in accordance with the procedures specified in ASTM Method D 445–72 “Kinematic Viscosity of Transparent and Opaque Liquids (and the Calculation of Dynamic Viscosity)” or ASTM Method D 1200–70 “Viscosity of Paints, Varnishes, and Lacquers by Ford Viscosity Cup.”

*Volatility* refers to the relative rate of evaporation of materials to assume the vapor state.

*Water reactive material.* See § 173.124(c) of this subchapter.

*Water resistant* means having a degree of resistance to permeability by and damage caused by water in liquid form.

*Wooden barrel* means a packaging made of natural wood, of round cross-section, having convex walls, consisting of staves and heads and fitted with hoops.

*W.T.* means watertight.

[Amdt. 171–32, 41 FR 15994, Apr. 15, 1976]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 171.8, see the List of CFR Sections Affected appearing in the Finding Aids section of this volume.

### § 171.9 Rules of construction.

(a) In this subchapter, unless the context requires otherwise:

(1) Words imparting the singular include the plural;

(2) Words imparting the plural include the singular; and

(3) Words imparting the masculine gender include the feminine;

(b) In this subchapter, the word: (1) “Shall” is used in an imperative sense;

(2) “Must” is used in an imperative sense;

(3) “Should” is used in a recommendatory sense;

(4) “May” is used in a permissive sense to state authority or permission to do the act described, and the words “no person may \* \* \*” or “a person may not \* \* \*” means that no person is required, authorized, or permitted to do the act described; and

(5) “Includes” is used as a word of inclusion not limitation.

[Amdt. 171–32, 41 FR 15996, Apr. 15, 1976, as amended by Amdt. 171–32A, 41 FR 40630, Sept. 20, 1976; Amdt. 171–121, 58 FR 51528, Oct. 1, 1993]